## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Labuda et al.

Serial No.: 09/841,363

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For: OXYGEN MONITORING

**APPARATUS** 

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**Group Art Unit:** 1797

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VIA ELECTRONIC FILING October 10, 2008

## AMENDMENT UNDER 37 C.F.R. §1.116

Mail Stop AF Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

## Examiner:

This Amendment follows the final Office Action of July 3, 2008, the shortened statutory period for response to which expires on October 3, 2008.

A listing of claims, in which amendments to the claims are presented, begins on page 2 of this paper; and

Remarks start at page 9 of this paper.